DECLARATION FOR UTILITY OR	Attorney Docket Number:	MP-00101.P.1.2		
DESIGN PATENT APPLICATION	First Named Inventor:	Cohen		
(37 CFR 1.63)	COMPLETE IF KNOWN			
	Application Number:	To be determined		
	Filing Date:	Herewith		
[X] Declaration Submitted with Initial Filing, OR	Group Art Unit:	To be determined		
[] Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e) required)	Examiner:	To be determined		

As a below named inventor, I hereby declare that:
My residence, post office address, and citizenship are as stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:
Partially Resorbable Connective Tissue Distraction Devices and Techniques the specification of which [X] is attached hereto OR
[] was filed on as United States Application Number or PCT International Application Number and was amended (if applicable). I hereby state that I have reviewed and understand the contents of the above- identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the

box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date	Priority Not Claimed	Certified Copy Attached? YES NO

[] Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35	U.S.C. 119(e) of any U	Inited States provi	sional application	n(s) listed below:	
Application Number(s)	Filing Date		[] Additional pr	litional provisional	
60/170,011	December 9, 1999		application numbers are listed or supplemental priority data sheet PTO/SB/02B attached hereto		
I hereby claim the benefit under 35 international application designating of each of the claims of this application in the manner provided linformation which is material to pate filing date of the prior application ar	the United States of A ion is not disclosed in by the first paragraph c entability as defined in	America, listed bel the prior United S of 35 U.S.C. 112, 1 37 CFR. 1.56 wh	ow and, insofar a states or PCT Inte I acknowledge the ich became availa	s the subject matter rnational e duty to disclose able between the	
U.S. Parent Application or PCT Parent Number	Parent Fling Date		Parent Patent Number (if applicable)		
[] Additional U.S. or PCT internation PTO/SB/02B	onal application numbe	ers are listed on a	supplemental prio	rity data sheet	
As a named inventor, I hereby appoi transact all business in the United St	nt the following regist ates Patent and Traden	ered practitioner(s nark Office conne	i) to prosecute thit cted herewith:	s application and to	
[] Customer NumberOR		[1		
[X] Registered practitioner(s) nar	ne/registration number	listed below:			
Name	Registration Number	Name		Registration Number	
David R. Preston	38,710				

[] Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

attached hereto.

Direct all co	orrespondence to: [X] OF			e Label [Attac	hed Bar Code Label]	
Name	David R. Preston & Associates					
Address	David R. Preston					
Address	11404 Sorrento Val	lley Road, Suite 104				
City	San Diego State California Zip Code 92121					
Country	USA Telephone 858.450.1388 Facsimile 858.450.2188					

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR Given Name (first and middle, if any)				[] A petition has been filed for this unsigned inventor			
					Family Name or Surname		
Steven R.	ı R.			Cohen	Cohen		
Inventor's Signature						Date	12/5/00
Residence: City	La Jolla	State	California	Country	USA	Citizenship	USA
Post Office Address	1251-Olivette La Jolla, Cali)9		. L		<u> </u>
[X] Additiona	l inventors are b	eing name	on the 2 suppl	lemental Addi	itional Inve	ntor(s) sheet(s) P	ΓΟ/SB/02A

DECLARATION	ADDITIONAL INVENTOR(S)				
	SUPPLEMENTAL SHEET				
	PAGE 1 OF 2				

NAME OF ADDITIONAL INVENTOR				[] A petition has been filed for this unsigned inventor			
Given Name (first and middle, if any)				Family Name or Surname			
Ralph E.				Holmes			
Inventor's Signature	-62	E.	Ho has			Date /	
Residence: City	San Diego	State	California	Country	USA	Citizenship	USA
Post Office Address	1761 Thomas Avenue San Diego, California 92109						

NAME OF ADDITIONAL INVENTOR Given Name (first and middle, if any)				[] A petition has been filed for this unsigned inventor Family Name or Surname				
								J. Peter
Inventor's Signature	JP Aux					Date /2/7/0		
Residence: City	Carlsbad	State	California	Country	USA	Citizenship	USA	
Post Office Address	7303 B. Alicante Road Carlsbad, California 92009					<u> </u>		

NAME OF A	R	[] A petition has been filed for this unsigned inventor					
Giv	en Name (first and	l middle,	if any)	Family Name or Surname			
Horst R.				Fifchtner			
Inventor's Signature	En			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		Date 12-7-00	
Residence: City	Carlsbad	State	California	Country	USA	Citizenship	Germany
Post Office Address	6821 Camino o Carlsbad, Calif					L	

DECLARATION ADDITIONAL INVENTOR(S) SUPPLEMENTAL SHEET PAGE _2_ OF _2_

NAME OF A	R	[] A petition has been filed for this unsigned inventor						
Giv	en Name (first a	nd middle,	if any)		Family	Name or Surnam	e	
Stefan M.				Lemperle	Lemperle			
Inventor's Signature	Dr. Stefan Lampore			Date /27 - 0>				
Residence: City	La Jolla	State	California	Country	USA	Citizenship	United States and Germany	
Post Office Address	560 Rushville La Jolla, CA						•	

STATEMENT CLAIMING SMALL ENTITY STATUS – SMALL BUSINESS CONCERN

Docket Number: MP-00101.P.1.2

Applicant, Patentee, or Identifier: MacroPore Application or Patent Number: To be determined

Filed or Issued: Filed Herewith

Title: Partially Resorbable Connective Tissue Distraction Devices and Techniques

I hereby state that I am
[X] a representative of the small business concern identified below:
[] the owner of the small business concern identified below:
[] an official of the small business concern empowered to act on behalf of the concern identified below:
NAME OF SMALL BUSINESS CONCERN: MacroPore
ADDRESS OF SMALL BUSINESS CONCERN: 6740 Top Gun Street
San Diego, California 92121

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of he concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that the rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

[X] the specification filed herewith with title as listed above.

[] the application identified above.

[] the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d), or a nonprofit organization under 37 C.F.R. 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

[X] no such person, concern, or organization exists.

[] each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 C.F.R. 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b))

NAME OF PERSON SIGNING: <u>David R. Preston</u>

TITLE OF PERSON IF OTHER THAN OWNER: Representative

ADDRESS OF PERSON SIGNING: 11404 Sorrento Valley Road, Suite 104

San Diego, California 92121

SIGNATURE: